THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10569 of 2007

10.7.2007

Between:

Gokeda Venkunaidu, S/o.Late Akku Naidu
And others

…Petitioners

And

The District Collector, Vizianagaram District
And others

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10569 of 2007

ORDER:

The petitioners are owners of small extents of lands in R.S.Nos.84/4, 84/6, 84/7 and 84/9 situated at Kottur village of S.Kota Mandal in Vizianagaram District. Except fourth petitioner (who purchased the land under registered sale deed) other petitioners allegedly inherited these properties and obtained Pattadar Pass Books and Title Deeds. They allege that the third respondent threatened petitioners to vacate the land, without any due process of law and without acquiring the land. Therefore, the present writ petition is filed.

After getting instructions, learned Assistant Government Pleader for Revenue (General-A) submits that the land of the petitioners was acquired in 1997 under Award No.57/97 dated 14.5.1997 and that an amount of Rs.1,84,192/- was awarded as compensation. He has also produced a copy of the Award (which is made part of the record), which would disclose that after following due process of under Land Acquisition Act, 1894, Land Acquisition Officer and Revenue Divisional Officer, Vizianagaram – second respondent herein; passed Award acquiring the land of the petitioners. The writ petition is filed on factual foundation, which is incorrect. A copy of the Award is furnished to the learned Counsel for the petitioners. Liberty is given to the petitioners to avail remedies as are available under law.

The writ petition is misconceived and is accordingly dismissed. No costs.

(**V.V.S.RAO, J**)

July 10, 2007

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